IN THE HIGH COURT OF JUDICATURE AT MADRAS

Dated:- 15.12.2006

Coram:-

The Hon'ble Mr. Justice P.SATHASIVAM
and
The Hon'ble Mr. Justice S.TAMILVANAN

Writ Appeal No.819 of 2001

B.V.Krishnan ... Appellant/Petitioner

Vs.

1.The Chairman,
Chennai Metropolitan Water Supply &
Sewerage Board,
Chennai-600 002.

2.The Area Engineer,
Chennai Metropolitan Water Supply &
Sewerage Board, Area No.9,
No.15,V.V.Koil Street,
Saidapet, Chennai-600 015.

3.The Tahsildar,
Chennai Metropolitan Water Supply &
Sewerage Board, Area No.9,
No.15,V.V.Koil Street,
Saidapet, Chennai-600 015. .. Respondents /Respondents

Writ appeal filed under Clause 15 of the Letters Patent against the order dated 15.03.2001 made in W.P.No.2409 of 2001 presented to this Court under Article 226 of the Constitution of India to issue a Writ of Certiorarified Mandamus, to call for the records relating to the proceedings for recovery of arrears of Water Tax in Letter No. CMWSSB/Area IX/R2/3384/2000, dt. 29.3.2000 on the file of the 2nd respondent confirming the notice of the 3rd respondent in advance notice No. 0860 and demand No.9/132/0658000 dt. 8.5.2000 and quash the same as ex-facie illegal, void and unafordable and direct the Respondents to levy tax after giving water & drainage connection to the petitioner premises bearing No.1/1, Gangai Amman Koil I St., Jafferkhanpet, chennai-83 and pay compensatory costs for malafide unlawful and vexatious action.

For Appellant : No appearance
For 1st respondent : Mr.V.N.Mohanraj
For respondents 2 & 3 : No appearance

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JUDGMENT

(Judgment of the Court was delivered by P.SATHASIVAM, J.)

When the above writ appeal, which is of the year 2001, came up for hearing on 27.11.2006, none appeared for the appellant. In order to give one more opportunity, this Court posted the matter to 13.12.2006. Even on 13.12.2006, none appeared and on direction, the matter was listed today for dismissal. Even today, no one appears for the appellant.

2. Learned counsel appearing for the first respondent has brought to our notice that as on date, the appellant/petitioner has paid the entire arrears. That may be the reason the appellant is not evincing interest in pursuing this appeal.

3. In the light of the same, the writ appeal is dismissed for default. No costs.

raa

Sd/
Asst.Registrar

/true copy/

Sub Asst.Registrar

To

1.The Chairman,
Chennai Metropolitan Water Supply &
Sewerage Board,
Chennai-600 002.

2.The Area Engineer,
Chennai Metropolitan Water Supply &
Sewerage Board, Area No.9,
No.15,V.V.Koil Street,
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Saidapet, Chennai-600 015.

1 CC TO MR.V.N. MOHANRAJ, ADVOCATE SR 62672

W.A.No.819 of 2001

RA(CO)
BP/27.12

15.12.2006

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